AP3 Rec'd PCT/PTO 15 MAY 2008

PCIA

Rractitioner's Docket No. BE9139PCT(US)

MAY 1 5 2006

CHAPTER II

IN THE UNITED STATES ELECTED OFFICE (EO/US)

	PCT/DE2003/003337	09 October 2003 (09.10.2003)	05 November 2002 (05.11.2002)
In	ternational Application No.	International Filing Date	Priority Date Claimed
НС	DUSING		
Tit	tle of Invention		
RE	EINEKE, Andreas		·
Ar	oplicant(s)		

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMPLETION OF FILING REQUIREMENTS FOR INTERNATIONAL APPLICATION ENTERING U.S. NATIONAL STAGE IN U.S. ELECTED OFFICE (EO/US) UNDER 35 U.S.C. § 371

This replies to the Notice of Missing Requirements under 35 U.S.C. § 371 and 37 C.F.R. § 1.495 (FORM PCT/DO/EO/905).

A copy of FORM PCT/DO/EO/905 accompanies this response.

DECLARATION OR OATH

I. No original declaration or oath was filed. Enclosed is the original declaration or oath for this application.

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this paper, along with any document referred to, is being deposited as First Class mail with the United States Postal Service in an envelope addressed to MAIL STOP PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as First Class Mail.

Christine Goellner

Type or print name of person mailing paper

Date: May 11, 2006

Signature of person certifying

WARNING: Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

*WARNING: Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

Completion of Filing Requirements for International Application Entering U.S. Elected Office (EO/US)--page 1 of 3

TRANSMITTAL OF ENGLISH TRANSLATION OF NON-ENGLISH LANGUAGE PAPERS

II. Submitted herewith is an English translation of the non-English language international application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO. See 37 C.F.R. Section 1.495(c).

FEES

III.

- 1. Surcharge fees
 - □ Surcharge for filing the oath or declaration later than thirty months from the priority date pursuant to § 1.495(c) and § 1.492(h):

\$130.00

□ For filing an English translation of an international application later than thirty months after the priority date (§ 1.495(c)) and § 1.492(i):

\$130.00

Total Fees

\$260.00

EXTENSION OF TIME

IV. The proceedings herein are for a patent application. Accordingly, the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE DUE

V. The total fee due is:

Completion fee(s)-Surcharges

\$260.00

TOTAL FEE DUE

=

\$260.00

PAYMENT OF FEES

VI.

Authorization is hereby made to charge the amount of \$260.00 to credit card as shown on the attached credit card information authorization form PTO-2038.

Please charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 50-0537.

A duplicate of this request is attached.

05/19/2006 ATRAN1 00000125 10533852

01 FC:1617 02 FC:1618

130.00 OP

AUTHORIZATION TO CHARGE ADDITIONAL FEES

- VII. Please charge, in the manner authorized above, the following additional fees that may be required by this paper and during the entire pendency of this application:
 - * 37 C.F.R. § 1.17 (application processing fees)
 - * 37 C.F.R. § 1.492(e) and/or (f) (surcharge fees for filing the declaration and/or an English translation of an international application later than 30 months from the earliest-claimed priority date).

Date: 11 May 2006

Reg. No.: 31,115 Tel. No.: 440-684-1090 Customer No.: 22203 Signature of Practitioner

Mark KUSNER KUSNER & JAFFE Highland Place - Suite 310

6151 Wilson Mills Road Highland Heights, Ohio 44143

11/05/2002





UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Sox 1450 Alexandria, Virginia 22313-1450 www.unpto.gov

10/09/2003

ATTY. DOCKET NO. U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT BE9139PCT(US) Andreas Reineke 10/533,852 INTERNATIONAL APPLICATION NO. PCT/DE03/03337 I.A. FILING DATE PRIORITY DATE

22203 **KUSNER & JAFFE** HIGHLAND PLACE SUITE 310 6151 WILSON MILLS ROAD HIGHLAND HEIGHTS, OH 44143

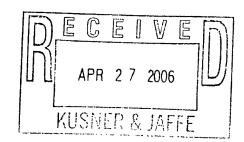
CONFIRMATION NO. 7884 371 FORMALITIES LETTER OC000000018592036*

Date Mailed: 04/24/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/04/2005
- Copy of IPE Report filed on 05/04/2005
- Request for Immediate Examination filed on 05/04/2005
- U.S. Basic National Fees filed on 05/04/2005
- Priority Documents filed on 05/04/2005



The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$260 for a Large Entity:

- \$130 Surcharge.
- \$130 for English translation surcharge required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/533,852	PCT/DE03/03337	BE9139PCT(US)

FORM PCT/DO/EO/905 (371 Formalities Notice)